

SENATE BILL NO. 503

BY SENATOR CLAITOR

1 AN ACT

2 To amend and reenact R.S. 15:1177(A)(1)(b), relative to judicial review of certain
3 administrative actions; to provide that the Department of Public Safety and
4 Corrections is the only proper party defendant involving the judicial review of
5 department's administrative decisions; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 15:1177(A)(1)(b) is hereby amended and reenacted to read as
8 follows:

9 §1177. Judicial review of administrative acts; exception

10 A. Any offender who is aggrieved by an adverse decision, excluding
11 decisions relative to delictual actions for injury or damages, by the Department of
12 Public Safety and Corrections or a contractor operating a private prison facility
13 rendered pursuant to any administrative remedy procedures under this Part may,
14 within thirty days after receipt of the decision, seek judicial review of the decision
15 only in the Nineteenth Judicial District Court or, if the offender is in the physical
16 custody of the sheriff, in the district court having jurisdiction in the parish in which
17 the sheriff is located, in the manner hereinafter provided:

18 (1)

19 * * *

20 (b) ~~In a judicial review of a disciplinary action taken against an offender by~~
21 ~~the Department of Public Safety and Corrections or a contractor operating a private~~
22 ~~prison facility, the only proper party defendant is the department. **The only proper**~~
23 ~~**party defendant is the Department of Public Safety and Corrections when**~~
24 ~~**seeking judicial review of an administrative decision, excluding decisions**~~

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____